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06/21/01
JC970 U.S. PTO

Atty Dkt No. 0800-0014.01
Client No. 1014.CON
PATENT

J1017 U.S. PTO
09/887854
06/21/01

REQUEST FOR FILING CONTINUATION/DIVISIONAL APPLICATION

Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

☒ "Express Mail" Mailing Label No. EL 847 787 975 US Date of Deposit 6/21/01
I hereby certify that this paper or fee is being deposited with the United States Postal Service
"Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above
and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

PATRICIA K HENRIS Patricia K Henris
(Typed or Printed Name of Person Mailing Paper or Fee) (Signature of Person Mailing Paper or Fee)

Sir:

This is a request for filing a X continuation divisional application under 37 C.F.R.
1.53(b)(1), of pending prior application serial no. 09/320,171 filed on May 26, 1999, of Krys
Bankiewicz, Janet Cunningham and Jamie L. Eberling for METHOD OF TREATING PARKINSONS'
DISEASE USING RECOMBINANT ADENO-ASSOCIATED VIRUS (RAAV) VIRIONS.

1. X Enclosed is an application filed under 37 C.F.R. 1.53(b)(1). No new matter has been added.
2. Applicant(s) claim(s) small entity status.
3. X The filing fee is calculated below:

A.	Basic Application Fee		\$710
B.	Total Claims 23 - 20 = 3	x \$18	\$54
C.	Independent Claims 4 - 3 = 1	x \$80	\$80
D.	If multiple claims present, add	\$270	\$270
E.	Total Application Fee (Total of A, B, C & D)	=	<u>\$1114</u>
F.	If small entity status is claimed, reduce Total Application Fee by 50%		<u>\$557</u>
G.	Total Fee Due (E - F)	=	\$557

4. X The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 18-1648.
5. X A check to cover the \$ 557 application fee is attached.
6. Cancel in this application original claims of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
7. X The inventor(s) of the invention being claimed in this application is (are): Krys Bankiewicz, Janet Cunningham and Jamie L. Eberling.
8. This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.53(b)(1), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application: .
9. X Amend the specification by inserting before the first line the sentence:
This application is a X continuation divisional of U.S. Patent Application Serial No. 09/320,171, filed May 26, 1999 which is related to Provisional Application No. 60,086,949, filed May 27, 1998 and Provisional Application No. 60/134,748, filed May 18, 1999 from which applications priority is claimed pursuant to 35 U.S.C. §120 and which applications are incorporated herein by reference in their entireties.
10. X The prior application is assigned of record to The Regents of the University of California and Avigen, Inc.
11. A preliminary amendment is enclosed.
12. X Also enclosed: Blanket Petition for Extension of Time and Authorization to Charge or Credit Deposit Account, paper copy of Sequence Listing, and Request to Use Computer Readable Form From Another Application.
13. X The power of attorney in the prior application is to Roberta L. Robins, Reg.No. 33,208, Dahna S. Pasternak, Reg.No. 41,411; and Gary R. Fabian, Ph.D., Reg.No. 38,675.
- a. X The power appears in the original papers in the prior application.
- b. Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. Recognize the following individuals as Associate Attorneys: .

d. X Address all future communications to Dahna S. Pasternak at:

X ROBINS & PASTERNAK LLP
90 Middlefield Road, Suite 200
Menlo Park, CA 94025
phone: (650) 325-7812
fax: (650) 325-7823.

June 21, 2001
(date)

Dahna S. Pasternak

(Attorney of Record)
Dahna S. Pasternak
Reg. No. 41,411

Address of signator:

 inventor(s)
 assignee of complete interest
X attorney or agent of record

 filed under § 1.34(a)



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PATENT TRADEMARK OFFICE

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and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

PATRICIA K. HENNES

(Typed or Printed Name of Person Mailing Paper or Fee)

Patricia K. Hennes

(Signature of Person Mailing Paper or Fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

BANKIEWICZ et al.

Serial No.: CON of 09/320,171

Group Art Unit: unassigned

Filing Date: on even date

Examiner: unassigned

Title: METHOD OF TREATING PARKINSONS' DISEASE USING
RECOMBINANT ADENO-ASSOCIATED VIRUS (RAAV) VIRIONS

**REQUEST TO USE COMPUTER READABLE
FORM FROM ANOTHER APPLICATION**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The computer readable form in this application, Continuation of Serial No. 09/320,171, is identical with that filed in application number 09/320,171, filed May 26, 1999. In accordance with 37 CFR §1.821(e), please use the last-filed computer readable form filed in that application as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for

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PATENT

application number and filing date for the computer readable form that will be used for the instant application. A paper copy of the Sequence Listing is also included.

Respectfully submitted,

Date: June 21, 2001

By: D. Pasternak
Dahna S. Pasternak
Registration No. 41,411

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